

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

9

TITLE OF CASE	ATTORNEYS
<p><b>THE UNITED STATES</b></p> <p><b>vs.</b></p> <p>David L. Duncan and John T. Sons</p> <p>DUNCAN - Probation</p> <p>SONS - Probation</p>	<p><i>For U. S.:</i></p> <p>Hubert H. Bryant</p> <p><i>For Defendant:</i></p> <p>Tom Mason Denver Bldg., Tulsa</p>

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 7-31-69	Clerk					
J.S. 3 mailed 7-31-69 (2)	Marshal					
Violation Stolen Property	Docket fee					
Title 18						
Sec. 641						

DATE	PROCEEDINGS
7-15-69	Defendants, David L. Duncan and John T Sons, each present in person and each represented. Defendants each waive indictment, waivers signed, approved and filed in open court. Information read and filed in open court. Copies delivered to defendants. Defendant David L. Duncan arraigned and enters a plea of GUILTY, and is adjudged GUILTY as charged. Defendant David L. Duncan arraigned and enters plea of GUILTY, and is adjudged GUILTY as charged, and sentence as to each defendant passed to Tuesday, July 22, 1969 at 10:00 A.M. (AEB-J)h
7-15-69	Appearance bond of John T. Sons, in the sum of \$250.00 cash, filed; sureties - John W. Malernee.
7-15-69	Order specifying methods and conditions of release, filed. b
7-15-69	Appearance bond of David L. Duncan, in the sum of \$250.00 cash, filed; sureties - John W. Malernee.
7-15-69	Order specifying methods and conditions of release, filed. b
7-22-69	Defendants David L. Duncan and John T. Sons each present in person and each represented by Tom Mason, defendant Duncan pleads a true name of David Lee Duncan
	Judgment and Sentence - David Lee Duncan (OVER)

DATE	PROCEEDINGS
	(Sentencing continued)
	Imposition of sentence is suspended and the defendant is placed on probation for a period of Six (6) Months from this date, pursuant to the FYCA T. 18, Sec. 5010(a), and that defendant is to complete his education to receive his highschool diploma. Defendant is not to mix or associate with known criminals.
	Judgment and Sentence - John T. Sons Imposition of sentence is suspended and the defendant is placed on probation for a period of Six (6) Months from this date, pursuant to the FYCA T. 18, Sec. 5010(a), and that defendant is not to mix or associate with known criminals.
7-22-69	(Allen E. Barrow - Judge)LM-CSR File and enter order of probation as to the defendant David Lee Duncan.
7-22-69	(Allen E. Barrow - Judge) b File and enter order of probation as to the defendant John T. Sons.
7-22-69	(Allen E. Barrow - Judge) b Two copies of each order of probation delivered to probation officer.b
7-25-69	Order To Disburse Bond Monies, filed, (AEB-J). js
9-3-69	Certificate of Vacation of Conviction as to Def. David Lee Duncan filed.(AEB-J)h
9-3-69	Order of Discharge from Probation filed and entered.(Duncan) h(AEB-J)h
11-7-69	Certificate of Vacation of Conviction filed.h (Defendant John T. Sons.)
11-7-69	Order of Discharge from Probation filed.h(AEB-J)h (Defendant John T. Sons)

A.O. 100  
(Rev. 1-59)

## UNITED STATES COMMISSIONER

Northern DISTRICT OF Oklahoma

## RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger 411 U. S. Court House, Tulsa, Okla.  
(Name of commissioner) (Address)

COMMISSIONER'S  
DOCKET NO. 2 CASE NO. 515  
THE UNITED STATES  
VS.

David L. Duncan (19)  
and  
John T. Sons (18)

Complaint filed on July 8th, 19 69, by John R. DeWitt  
Official title Special Agent, F.B.I., charging violation of  
United States Code, Title 18, Section 641, on July  
19.69, at Keyport Marina in the Creek County  
~~division~~ of the Northern district of Oklahoma  
as follows: receiving and retainina a stolen roadside  
sign bearing the words "NO HUNTING" of a value of less  
than \$100.00 of the goods and property of the United  
States, with intent to convert the same to their use  
or gain, they knowing the same roadside sign to have  
been stolen.  
Here insert brief summary of facts constituting offense charged)

## WARRANTS OR SUMMONS ISSUED:

Date July 8th, 1969 Warrant/Summons for David L. Duncan

to (name and title of officer) the United States Marshal or any other authorized officer:

Substance of return defendant David L. Duncan, arrested at Tulsa, Oklahoma on  
July 9th, 1969 by Carl W. Gardner, Deputy U. S. Marshal.

Date July 8th, 1969 Warrant/Summons for John T. Sons

to (name and title of officer) the United States Marshal or any other authorized officer:

Substance of return defendant, John T. / Sons, arrested at Tulsa, Oklahoma on  
July 9th, 1969 by Carl W. Gardner, Deputy U. S. Marshal.

## PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date July 9th, 1969 Arrested by Carl W. Gardner

Dep. U.S. Marshal

on warrant of Ballenger  
(Name of issuing officer)

without warrant.

Appearances { for United States Hubert H. Bryant, Asst. U.S. Atty.  
(Name) (Address)

{ for accused Tom Mason, 624 South Denver, Tulsa, Okla.  
(Name) (Address)

Proceedings taken July 9, 1969 The accused, David L. Duncan and John T. Sons, each

(Here insert with dates, when appropriate, a serialtim account of essential steps taken at hearing such as "complaint prepared,"

present in person and each represented by Tom Mason, government represented by

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

Hubert H. Bryant, Assistant U. S. Attorney. Accused eash advised of the

if that is the fact; any adjournments taken, etc.

charge and their rights to a preliminary hearing and each waived preliminary  
heariang. Bonds fixed in the sum of \$250.00 each (cash) Bonds posted by  
John W. Malernee. Orders of release issued for their reporting to Court on  
July 15, 1969 at 10:30 A. M.

Outcome Waived preliminary and held for court action \$250.00 cash bonds posted

Bail fixed July 9th, 19 69 Amount, \$ 250.00 ea Bonded July 9th, 19 69, by cash  
deposited by (name) John W. Malernee, Address RFD#2, Cushing, Okla.  
transmitted to clerk of district court July 9th, 19 69 [or] by surety  
(name) Address  
(name) Address, who  
justified by affidavit dated, 19, [or] committed to  
on, 19.

SUBPOENAS FOR WITNESSES ISSUED:

\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
at request of (name of party)\_\_\_\_\_  
Substance of return\_\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
at request of (name of party)\_\_\_\_\_  
Substance of return\_\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_, for (name of witness)\_\_\_\_\_  
at request of (name of party)\_\_\_\_\_  
Substance of return\_\_\_\_\_

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date\_\_\_\_\_Appearances for

United States

(Name)

(Address)

Accused

(Name)

(Address)

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing\_\_\_\_\_names certified to United States Marshal for payment\_\_\_\_\_, 19\_\_\_\_  
Proceedings taken\_\_\_\_\_

**Preliminary Hearings waived on 7-9-69**

Outcome\_\_\_\_\_

Bail fixed\_\_\_\_\_, 19\_\_\_\_ Amount, \$\_\_\_\_\_ Bonded\_\_\_\_\_, 19\_\_\_\_, by cash  
deposited by (name)\_\_\_\_\_ Address\_\_\_\_\_  
transmitted to clerk of district court\_\_\_\_\_, 19\_\_\_\_  
[or] by surety (names)\_\_\_\_\_ Address\_\_\_\_\_  
and\_\_\_\_\_ Address\_\_\_\_\_  
who justified by affidavit\_\_\_\_\_, 19\_\_\_\_ Committed to\_\_\_\_\_  
on\_\_\_\_\_, 19\_\_\_\_

Certified to be a correct transcript.

Made this **9th** day of **July**, 19 **69**

Transmitted to Clerk of United States District Court for the **Northern**  
district of **Oklahoma**, **July 9th**, 19 **69**.

**Benjamin B. Ballenger**

United States Commissioner.